

Practitioner's Docket No. MI40-285

#191 Reg for refund 12-16-03  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mark E. Tuttle

Application No.: 09/524,804

Group No.: 2635

Filed: 03/14/2000

Examiner: M. Shimizu

For: Wireless Communication Devices, Radio Frequency Identification Devices, Methods of Forming a Wireless Communication Device, and Methods of Forming a Radio Frequency Identification Device

Mail Stop 16  
Assistant Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

REQUEST FOR REFUND  
(37 C.F.R. 1.28(a))

I. REFUND REQUEST

This request for refund is made for a charge in the amount of \$774.00 to deposit account 23-0925 on November 21, 2003 in connection with the filing of the Response to the 7/16/2003 Office Action filed November 17, 2003. We are requesting a refund in the amount of \$774.00.

II. FEES PAID FOR WHICH AMOUNT OF REFUND REQUESTED

The fees for which we are requesting a refund were fees charged to deposit account number 23-0925 on November 21, 2003.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. section 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date:

12/2/2003

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office.

Signature

Natalie King  
(type or print name of person certifying)

(Request for Refund—page 1 of 2)

On November 14, 2003 we filed a Response to 7/16/2003 Office Action and paid the \$322.00 filing fee, \$126.00 for adding new claims in excess of 20, and \$86.00 for adding a new independent claim, and for filing a Request for Extension of Time (one month) which was paid by check no. 141008 in the amount of \$322.00 (see Fee Transmittal filed 11/17/2003 and a copy of check no. 141008 evidencing payment to the PTO).

On November 21, 2003, a charge of \$774.00 was made to the above identified deposit account described as a claims in excess of 20 and independent claims in excess of 3 fee. This was to be applied for added claims. This should not have been charged as the fees due for adding claims were paid by check no. 141008 (see copy of canceled check and Fee Transmittal filed 11/17/2003). In the original application we paid for a total of 13 claims in excess of 20 and 7 independent claims in excess of 3 (see copy of check and Fee Transmittal filed 3/14/2000). On 3/14/2002 we paid for adding new claims by check no. 134342 (see copy of canceled check and Fee Transmittal and Check filed 3/14/2002) in the amount of \$288.00. On 10/21/2002 we paid for adding new independent claims by check no. 136675 (see copy of canceled check and Fee Transmittal filed 10/21/2002) in the amount of \$168.00. On 3/14/2002 we paid for adding new claims by check no. 134342 (see copy of Fee Transmittal and Check filed 3/14/2002) in the amount of \$288.00. There are 13 independent claims and 56 total claims currently pending in this application.

The total amount of the refund requested is \$774.00. for adding claims in excess of 20 and for adding independent claims in excess of 3.

III. FEES FOR WHICH AMOUNT OF REFUND REQUESTED

Total Refund Requested \$774.00

Please make refund by crediting Account No. 23-0925.

Date: 12/2/03



James D. Shaurette  
Registration No. 39,833  
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Spokane, WA 99201  
509-624-4276  
Customer No. 021567

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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		Application Number	09/524,804
		Filing Date	3/14/2000
		First Named Inventor	Mark E. Tuttle
		Art Unit	2635
		Examiner Name	M. Shimizu
Total Number of Pages in This Submission		Attorney Docket Number	MI40-285

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Patent <input type="checkbox"/> Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input checked="" type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Motion, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Receipt Postcard Copy of Deposit Acct. Statement for Nov.
Remarks: Additional Enclosures: Copies of Fee Transmittals and Canceled Checks filed 3/14/2000; 3/14/2002; 10/21/2002; 11/17/2003;		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	James D. Shaurette, Reg. No. 39,833 Wells St. John, P.S.
Signature	
Date	12/2/03

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being received by the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed name	Natalie King
Signature	
Date	12/2/03

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.34. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. There will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND THESE COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT MAINTENANCE DIVISION



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**Deposit Account Statement**

Requested Statement Month: November 2003  
 Deposit Account Number: 230925  
 Name: WELLS ST JOHN PS  
 Attention: RHONDA RAMBO  
 Address: 601 WEST FIRST AVENUE SUITE 1300  
 City: SPOKANE  
 State: WA  
 Zip: 99201-3817

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
11/04	56	09641826	MI22-1504	1806	\$180.00	\$14,388.00
11/04	57	09951153	MI22-1781	1806	\$180.00	\$14,208.00
11/05	9	6600905		1811	\$100.00	\$14,108.00
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11/06	67	09951153	MI22-1781	1806	-\$180.00	\$14,465.00
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11/10	43	10244122	MI22-2111	1202	\$162.00	\$13,764.00
11/10	44	10244122	MI22-2111	1201	\$258.00	\$13,506.00
11/13	32	SUBSCRIPTION		8001	\$3.00	\$13,503.00
11/13	43	10607285	EA12-001	2051	\$65.00	\$13,438.00
11/13	69	10703921	IS9-024	2201	\$46.00	\$13,392.00
11/14	29	10033599	AV1-062	1201	-\$420.00	\$13,812.00
11/14	44	10071843		9204	-\$20.00	\$13,832.00
11/14	60	76384731	IT2-129	7003	\$100.00	\$13,732.00
11/14	101	10705522	IR3-065	2001	\$385.00	\$13,347.00
11/14	1191	78328106	PO4-1227	7001	\$335.00	\$13,012.00
11/17	236	78328258	PO4-1228	7001	\$335.00	\$12,677.00
11/17	342	78328330	PO4-1229	7001	\$335.00	\$12,342.00
11/17	354	78328339	PO4-1230	7001	\$335.00	\$12,007.00
11/17	401	76121414	PO4-1141	7004	\$150.00	\$11,857.00
11/18	989	78329408	PO4-1222	7001	\$335.00	\$11,522.00
11/18	1064	78329440	PO4-1226	7001	\$335.00	\$11,187.00
11/19	118	10713647		9204	-\$560.00	\$11,747.00
11/20	943	76192835	ST79-101	7004	\$150.00	\$11,597.00
11/21	324	5295793	CL15003	8014	\$25.00	\$10,798.00

Wells, St. John, Roberts, Gregory & Matkin, P.C.		134342	
801 W. FIRST AVENUE, SUITE 1300 SPokane, WA U.S.A. 99201-3228 FAX (509) 639-3424 PHONE (509) 639-4278			
<b>EV026157460</b>		DATE 03/13/02	CHECK 134342
*** THREE HUNDRED NINETY-EIGHT & 00/100 DOLLARS		AMOUNT ***\$398.00	
260190719 180 3928 3932 11 26			
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134342		1251000894	1007551374

Tracer: 11033346 - Amt: \$398.00 - 03/25/2002

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18010000		01640742	
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Tracer: 11035639 - Amt: \$458.00 - 10/30/2002

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013

**Abstract**

**15-00000**

1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 26

Commissioner of Revenue, State of New York

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